

EXHIBIT 1

IN THE MATTER OF ARBITRATION BETWEEN

Meijer, Inc. and Meijer Distributions, Inc., Claimants

And

Shire LLC and Shire US, Inc., Respondents

AAA Ref. No. 01-21-0002-3259

REPORT OF PRE-ARBITRATION CONFERENCE CALL

AND SCHEDULING ORDER NO. 1

Pursuant to agreement of the parties, a conference call was held on December 16, 2021, and in consequence the following order is made with respect to the conduct of this arbitration.

1. Parties and Counsel.

The parties to the arbitration are identified in the caption and represented as follows:

Counsel for Claimants

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2. Arbitrator

Allyson K. Duncan

1155 F Street, NW, Suite 1150
Washington, DC 20002
202.942.9180
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3. Case Manager

Elizabeth Robertson
International Center for Dispute Resolution
120 Broadway, 21st Floor
New York NY 10271
212.484.3290
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4. Agreement as to Issues

The parties conferred pursuant to AAA Commercial Rules R-21 and P-2 and resolved the scope of issues to be considered in this arbitration as follows:

The parties agree that

- The sole issue presently before the arbitrator is the threshold and dispositive issue of the arbitrability of the claims Meijer asserted in the related matter before the District Court
- The merits of Meijer's underlying claims are not presently before the arbitrator, and
- The issue of arbitrability is to be decided without considering the merits of Meijer's underlying claims.

5. Schedule and Procedure

The first two briefs submitted in this matter, Claimants' Arbitration Demand Pursuant to Court Order dated March 16, 2021, and Respondents' Arbitration Answering Statement dated May 17, 2021, 2021, will, by agreement of the parties, serve as the opening and responsive briefs on Meijer's request for a ruling on the issue of arbitrability.

The parties propose, and arbitrator adopts, the following schedule for the submissions of the remaining briefs:

Claimants' reply brief is due on January 17, 2022 and

Respondents' sur-reply brief is due on February 26, 2022

Either party may request leave to make additional submissions.

The reply and sur-reply briefs, respectively, are limited to 25 pages. Either party may request leave to file a longer brief, but it must be accompanied by an explanation of the justification for the request.

Because the parties have designated the arbitration demand and response as the initial briefs, neither may object that the reply or sur-reply raises points that were not included in the initial submissions.

Although the issue presented to the Arbitrator is a legal one, both parties reserve the right to request further additional factual discovery as they deem appropriate. Such request should be submitted in a three-page letter brief. A responsive filing of the same length would be required within three business days.

6. Hearing

Within 14 business days of the filing of the last submission the parties are to confer with the Case Managed to schedule a status conference to discuss future proceedings, such as the need for oral argument. It is anticipated that no further briefing should be necessary.

7. Award

The parties jointly request that the arbitrator issue a reasoned award pursuant to P-2(a)(xvii).

8. Administrative matters

The arbitrator requests that filings be uploaded to the AAA website.

The arbitrator further requests that the parties each submit a binder containing cases to be relied on in briefing be sent to the following address

Allyson K. Duncan
3908 City of Oaks Wynd
Raleigh, NC 27612

So ordered

Allyson K. Duncan

December 16, 2021.